



By electronic mail

February 16, 2006

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Room TW-B204  
Washington, DC 20554

Re: Implementation of the Commercial Spectrum Enhancement Act and Modernization of the Commission's Competitive Bidding Rules and Procedures -WT Docket No. 05-211

Dear Ms. Dortch:

We would like express our support for the modifications to the Designated Entity ("DE") Program, outlined in the Further Notice of Proposed Rulemaking in the above referenced docket, FCC 06-8 (adopted on January 27, 2006 and released on February 3, 2006) ("NPRM").

MobiPcs is a mobile network operator providing unlimited use flat rate mobile service in the State of Hawaii on the island of Oahu.

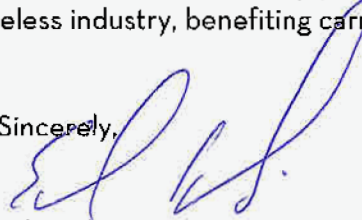
The increased concentration in the wireless industry resulting from recent consolidation has had the unfortunate effect of significantly disadvantaging smaller carriers and new entrants. Access to new spectrum is essential for new entrants and small carriers to compete and grow our footprints. The largest national wireless carriers control the vast majority of CMRS spectrum in the United States and should not be allowed to enter into "material relationships" with DEs to receive the benefit of bidding credits in FCC spectrum auctions. DEs should be permitted to look to non-controlling investors for funding and industry experience, but allowing the nation's largest national wireless carriers to serve in those roles only serves to increase their already overwhelming influence.

MobiPcs therefore asks the Commission to adopt the modifications to the DE program announced in the NPRM and ensure that smaller wireless carriers and new entrants are given a real chance of winning spectrum in the upcoming Advanced Wireless Service auction, and other auctions, through meaningful bidding credits. As the Commission itself long ago recognized, smaller carriers and new entrants simply do not have the wherewithal to successfully win licenses, the industry's lifeblood, in the face of national wireless carriers intent on further consolidating their positions.

The Commission should not, however, adopt measures to limit potential DE sources of capital -- including other entities with "significant interest in communications services." It is important that DEs have full access to capital and industry contacts in order to compete effectively with the dominant incumbent national wireless carriers. The Commission should not shut off sources of capital and experience where the dominant national incumbent wireless carriers are not involved.

Adoption of the tentative conclusions outlined in the NPRM will help promote competition and ensure diversity of ownership in the wireless industry, benefiting carriers and consumers alike.

Sincerely,



Edward Kurzenski  
Vice President Engineering, CTO  
MobiPCS